



UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

MARK E. FELGER (MF9985)
JERROLD N. POSLUSNY, JR. (JP7140)
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Cherry Hill, NJ 08002
(856) 910-5000
Attorneys for the Debtors

In re:

SHAPES/ARCH HOLDINGS L.L.C., et al.,

Debtors.

Case No. 08-14631(GMB)

Judge: Gloria M. Burns

Chapter: 11

**ORDER REGARDING LETTER-MOTION OF
LISTON SMITH, JR., FOR STAY RELIEF**

The relief set forth on the following page, numbered two (2), is hereby **ORDERED**.

DATED: 7/7/2008



Honorable Gloria M. Burns
United States Bankruptcy Court Judge

Page 2

Shapes/Arch Holdings L.L.C., et al.

Case No. 08-14631 (GMB)

Order Regarding Letter-Motion of Liston Smith, Jr., for Stay Relief

Upon consideration of the letter-motion of Liston Smith, Jr. (the “Motion”),¹ for relief from the automatic stay to allow him to assist the EEOC in its investigation of Mr. Smith’s alleged claims before the EEOC; the Debtors’ limited objection to the Motion (the “Limited Objection”), and for cause shown, it is hereby **ORDERED**:

1. That automatic stay does not apply to the EEOC’s investigation of Mr. Smith’s claims or to Mr. Smith assisting the EEOC in that investigation, and that the EEOC investigation may proceed.

2. That if the EEOC issues a “Notice of Right to Sue Letter” or similar document, the automatic stay does apply to Mr. Smith attempting to proceed with a personal claim for recovery from the Debtors.

3. That if Mr. Smith determines to proceed with a personal action, he must file a separate motion for relief from the automatic stay for authority to proceed.

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¹ Unless otherwise defined herein, capitalized terms shall have the same meaning ascribed to them in the Debtors’ Response.

Bankruptcy Noticing Center
2525 Network Place, 3rd Floor
Herndon, Virginia 20171-3514

CERTIFICATE OF SERVICE

District/off: 0312-1
Case: 08-14631

User: dfitzger
Form ID: pdf903

Page 1 of 1
Total Served: 1

Date Rcvd: Jul 08, 2008

The following entities were served by first class mail on Jul 10, 2008.
db +Shapes/Arch Holdings L.L.C., 9000 River Road, Delair, NJ 08110-3204

The following entities were served by electronic transmission.
NONE.

TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

I, Joseph Speetjens, declare under the penalty of perjury that I have served the attached document on the above listed entities in the manner shown, and prepared the Certificate of Service and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jul 10, 2008

Signature:

